## UNITED STATES DISTRICT COURT

for the

Eastern District of	New York
Unkechaug Indian Nation, Harry B. Wallace in his capacity as Chief and Individually,	
Plaintiff(s)	
v. )	Civil Action No.
Basil Seggos, in his official capacity as the Commissioner of the New York State Department of Environmental Conservation, and the New York State Department of Conservation,	
Defendant(s)	
SUMMONS IN A CI	IVIL ACTION
To: (Defendant's name and address) New York State Department of	Environmental Conservation
New York State Attorney Gener 120 Broadway New York, NY 10271-0332 (212) 416-8000  A lawsuit has been filed against you.	
are the United States or a United States agency, or an officer or P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer the Federal Rules of Civil Procedure. The answer or motion must whose name and address are:  Law Offices of James F. Simerr 3040 88th Street East Elmhurst, New York 11369 Tel. (718) 335-9200 Email: James@Simermeyer.com	to the attached complaint or a motion under Rule 12 of ust be served on the plaintiff or plaintiff's attorney, meyer P.C.
If you fail to respond, judgment by default will be enter You also must file your answer or motion with the court.	red against you for the relief demanded in the complaint.
	DOUGLAS C. PALMER CLERK OF COURT
Date:	
	Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

eived by me on (date)	· .		
☐ I personally served	the summons on the individual at	(place)	
		on (date)	; or
☐ I left the summons a	at the individual's residence or us	ual place of abode with (name)	
	, a person	of suitable age and discretion who res	sides there,
on (date)	, and mailed a copy to the	e individual's last known address; or	
☐ I served the summo	ns on (name of individual)		, who
designated by law to a	ccept service of process on behal	f of (name of organization)	
		on (date)	; or
☐ I returned the summ	nons unexecuted because		;(
☐ Other (specify):			
My fees are \$	for travel and \$	for services, for a total of \$	0.00
I declare under penalty	of perjury that this information i	s true.	
		Server's signature	
		Printed name and title	
			9
		Server's address	

Additional information regarding attempted service, etc:

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	Eastern Dist	trict of New York
Unkechaug Indian Nation, Ha capacity as Chief and		
Plaintiff(s)	1	j
V.		Civil Action No.
Basil Seggos, in his offici Commissioner of the New Yor Environmental Conservation, a Department of Co	k State Department of and the New York State	
Defendant(	(s)	
	SUMMONS I	N A CIVIL ACTION
To: (Defendant's name and address)	Basil Seggos, in his offic Department of Environm	ial capacity as the Commissioner of the New York State ental Conservation.
	Commissioner 625 Broadway Albany, NY 12233-1011 518-402-8545	
A lawsuit has been file	d against you.	
Within 21 days after seare the United States or a United P. 12 (a)(2) or (3) — you must	ervice of this summons on ed States agency, or an off serve on the plaintiff an a	k 11369
If you fail to respond, you also must file your answer		be entered against you for the relief demanded in the complaint.
		DOUGLAS C. PALMER CLERK OF COURT
Date		
Date:		Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

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ceived by me on (date)	ne of individual and title, if any) .		
<b>3</b> I			
I personally served	the summons on the individual at (place	on <i>(date)</i>	; or
			. , 01
☐ I left the summons	at the individual's residence or usual pl		
		itable age and discretion who res	ides there,
on (date)	, and mailed a copy to the ind	ividual's last known address; or	
☐ I served the summo	ons on (name of individual)		, who
designated by law to	accept service of process on behalf of (r	name of organization)	
		on (date)	; or
☐ I returned the sumr	mons unexecuted because		;
☐ Other (specify):			
My fees are \$	for travel and \$	for services, for a total of \$	0.00
I declare under penalt	y of perjury that this information is true		
		Server's signature	
		Server's signature	
		Printed name and title	
		Printed name and title  Server's address	

Additional information regarding attempted service, etc: